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Security Council Committee established pursuant to resolution 1737 (2006)

Note verbale dated 30 August 2010 from the Permanent Mission of Guatemala to the United Nations addressed to the Chairman of the Committee

The Permanent Mission of Guatemala to the United Nations has the honour to enclose herewith the national report of the Republic of Guatemala on the steps taken by the Government of the Republic of Guatemala with a view to implementing the provisions of Security Council resolution 1929 (2010) (see annex).

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Annex to the note verbale dated 30 August 2010 from the Permanent Mission of Guatemala to the United Nations addressed to the Chairman of the Committee

Report of Guatemala on Security Council resolution 1929 (2010) concerning non-proliferation in the Islamic Republic of Iran

In accordance with the provisions of paragraph 31 of United Nations Security Council resolution 1929 (2010), the Government of Guatemala has the honour to submit information on the measures it has taken in addition to those described in its national reports on the implementation of the sanctions imposed by the Security Council on the Islamic Republic of Iran pursuant to Security Council resolutions 1737 (2006), 1747 (2007) and 1803 (2008).

This report has been prepared by the Ministry of Foreign Affairs on the basis of input from the Ministry of Defence, the Ministry of Energy and Mines, the Bank of Guatemala, the Superintendency of Banking and the Office of Migration.

The competent government bodies have been notified about the provisions of resolution 1929 (2010) and its annexes, and will consequently take appropriate action, each in their respective areas, in order to comply with the provisions of paragraphs 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 21, 22, 23 and 24 of resolution 1929 (2010).

The Ministry of Defence will exercise aerial, land and maritime surveillance to prevent the transfer of any material that could be used to assist the Islamic Republic of Iran in strengthening its nuclear programme.

With regard to paragraphs 7, 8 and 13, the Radiation Protection and Safety Division of the Department of Energy of the Ministry of Energy and Mines, reported that it had not to date authorized the import or export, including for commercial purposes, of any radioactive material, nuclear fission products, enriched uranium or plutonium or any other radioactive nuclides originating in or exported to the Islamic Republic of Iran. Companies that import radioactive sources used for medical purposes and in industrial processes are monitored and inspected, using the inspection and licensing procedures provided for under the law. None of those companies imports radiopharmaceuticals or radioactive materials into Guatemala originating in Iran; they operate within national territory under appropriate licences, issued under strict regulatory terms and conditions.

With regard to article 8, the Radiation Protection and Safety Division carries out regular inspections of facilities and type I radioactive sources that pose the greatest radiation risk, such as radiotherapy centres and the National Centre for Radioactive Waste, to check that they have adopted fail-safe physical safety and radiation protection measures. Since Guatemala has no nuclear power plants or nuclear research facilities, it does not export nuclear materials or fuel; it imports only medical equipment and radiopharmaceuticals for medical and industrial use, and the Department of Energy is responsible for their regulation, inspection and licensing.

With regard to vigilance, the Department of Energy participates in the United States Department of Energy's Global Threat Reduction Initiative, which will help to improve the physical security of high dosage radioactive sources. The Department

of Energy also maintains a register of radioactive sources entering the country, which lists the location, description, activity and physical conformation and provenance of each source; any source that is no longer usable for the purpose for which it was acquired must be returned to its country of origin. With regard to paragraph 13 of the resolution, it is prohibited under the Act on the Control, Use and Application of Radioisotopes and Ionizing Radiation, Decree No. 11-86, and the regulations on radiation safety and safe radioactive waste management, to use the national territory, continental shelf, territorial sea and exclusive economic zone for the dumping of radioactive waste from other countries. Importing any radioactive source that does not have a demonstrable peaceful use is also prohibited.

With regard to the prohibition on financial transactions that contravene the restrictions imposed by resolution 1929 (2010), the Bank of Guatemala adopted, within its remit, the necessary measures to comply with the provisions of paragraphs 11, 12, 19, 21, 23 and 24 of the resolution.

On the matter of preventing the entry into or transit through Guatemalan territory of individuals designated in Annex C, D and E of resolution 1737 (2006), Annex I of resolution 1747 (2007), Annex I of resolution 1803 (2008) and Annexes I and II of resolution 1929 (2010) or by the Security Council or the Committee pursuant to paragraph 10 of resolution 1737 (2006), the Office of Migration reported that it had duly noted the aforementioned provision and its implementation. It also reported that its database used migration alerts in order to facilitate identification and subsequent actions.

The Superintendency of Banking stated, with regard to the freezing of funds, that through the Special Verification Unit, it has notified banks, financial companies, bureaux de change, stock brokerages, credit card companies, off-shore entities, money transfer businesses, insurance companies, guarantors, cheque encashment firms, financial factoring companies, financial lessors, savings banks, savings and credit unions, and other related bodies, of the provisions of paragraphs 8, 11, 12, 19, 21, 23 and 24 of resolution 1929 (2010), so that they can take the appropriate measures under the internal guidelines and controls instituted pursuant to article 19 of the Act against the Laundering of Money and Other Assets Decree No. 67-2001, and article 15 of the Act for the Prevention and Suppression of the Financing of Terrorism, Decree No. 58-2005.

With regard to customs, the Customs Department of the Tax Administration Superintendency has taken due note of the restrictions laid down by resolutions 1737 (2006), 1747 (2007), 1803 (2008) and 1929 (2010) and, in the discharge of its mandate, will abide by the provisions of the documents referred to in the resolutions.